

FORM EXEMPT UNDER 44 U.S.C. 3612

INTERNET
FORM NLRB-501
(2-08)UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
CHARGE AGAINST EMPLOYER

DO NOT WRITE IN THIS SPACE

Case
18-CA-128668Date Filed
May 14, 2014

INSTRUCTIONS:

File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT

a. Name of Employer Franchisee Nevada Corp./MacAllen Partnership d/b/a/ McDonalds @ 420 E. Capitol & McDonalds USA LLC as single or joint employer		b. Tel. No. 414 358-8474
d. Address (Street, city, state, and ZIP code) 6651 W. Mill Road Milwaukee, WI 53218		c. Cell No.
e. Employer Representative (b) (6), (b) (7)(C)		f. Fax No.
i. Type of Establishment (factory, mine, wholesaler, etc.) fast food franchisor		g. e-Mail
j. Identify principal product or service fast food restaurants		h. Number of workers employed
k. The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) and (list subsections) and (3) _____ of the National Labor Relations Act, and these unfair labor practices are practices affecting commerce within the meaning of the Act, or these unfair labor practices are unfair practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.		
2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices) On (b) (6), (b) (7)(C), 2014, the employer via its (b) (6), (b) (7)(C), summoned (b) (6), (b) (7)(C) to a meeting in the (b) (6), (b) (7)(C) at 420 E. Capitol. (b) (6), (b) (7)(C) issued (b) (6), (b) (7)(C) a "final warning" for a (b) (6), (b) (7)(C) _____, and further threatened the employee on (b) (6), (b) (7)(C) _____, that if (b) (6) missed any subsequent shift that (b) (6) would be automatically subject to termination.		

3. Full name of party filing charge (if labor organization, give full name, including local name and number)
Milwaukee Workers Organizing Committee4a. Address (Street and number, city, state, and ZIP code)
1862 W. Fond du Lac Ave.
Milwaukee, WI 532054b. Tel. No. (b) (6), (b) (7)(C)
4c. Cell No.
4d. Fax No.
4e. e-Mail

5. Full name of national or international labor organization of which it is an affiliate or constituent unit (to be filled in when charge is filed by a labor organization) N/A

6. DECLARATION

I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief.

By



Richard Saks

(signature of representative or person making charge)

(Print type name and title or office, if any)

Tel. No. 414 271-8650

Office, if any, Cell No. 414 331-4405

Fax No. 414 271-8442

e-Mail
rsaks@hq-law.com

Address 222 E. Erie St., Ste. 210, Milwaukee, WI 53201-0442

5-14-14

(date)

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)

PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information will cause the NLRB to decline to invoke its processes.

ATTORNEYS AT LAW

HAWKS QUINDEL, S.C.

222 East Erie Street, Suite 210
P.O. Box 442
Milwaukee, WI 53201-0442

MILWAUKEE OFFICE

SHAREHOLDERS
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Richard Saks
Daniel R. Schoshinski
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Larry A. Johnson
Timothy D. Muynard
Kashou YungOF COUNSEL TO FIRM
Walter E. Kelly
Robert J. Lerner
Howard N. Myers
Vicki Schaut
Jeffrey P. Sweetland

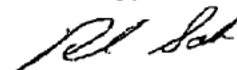
May 14, 2014

VIA FAX ONLY (414) 297-3880Benjamin Mandelman, Milwaukee Officer in Charge
National Labor Relations Board, Subregional Office
310 W. Wisconsin Ave. - Ste. #450W
Milwaukee, WI 53203-2281RE: Filing of Charge
Nevada Corp/MacAllen Partnership d/b/a McDonalds

Dear Mr. Mandelman:

Please find enclosed for filing the Charge of the Milwaukee Workers Organizing Committee regarding today's threatened termination of (b) (6), (b) (7)(C) Thank you.

Sincerely,



Richard Saks

(b) (6), (b) (7)(C)

Encls.

Cc: (b) (6), (b) (7)(C) (via email)

HAWKS QUINDEL, S.C.

222 E. Erie St., #210
Post Office Box 442
Milwaukee, Wisconsin 53201-0442

TELEPHONE: (414) 271-8650

FAX: (414) 271-8442

FAX COVER LETTER

Please deliver the following page(s)

TO: NLRB FAX # 414-297-3880

Attention: Benjamin Mandelman

FROM: Attorney Richard Saks

RE: Charge – (MacAllen Partnerships) (threatened termination of (b) (6), (b) (7)(C))

DATE: 05/14/14

704 MAY 14 PM 3:55

RECEIVED
NLRB

TOTAL NUMBER OF PAGES INCLUDING COVER LETTER: 3

TRANSMITTED BY: R. Saks

By Facsimile Only.

IF YOU DO NOT RECEIVE ALL PAGES OR HAVE ANY PROBLEM RECEIVING THIS TRANSMISSION, PLEASE CALL AS SOON AS POSSIBLE.

THE INFORMATION CONTAINED IN THIS FACSIMILE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENT NAMED ABOVE. This message may be an attorney-client communication, and as such is privileged and confidential. If the reader of this message is not the intended recipient or an agent responsible for delivering it to the intended recipient, you are hereby notified that you have received this document in error, and that any review, dissemination, distribution or



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

SUBREGION 30
310 W Wisconsin Ave Ste 450W
Milwaukee, WI 53203-2246

Agency Website: www.nlrb.gov
Telephone: (414)297-3861
Fax: (414)297-3880



Download
NLRB
Mobile App

May 15, 2014

(b) (6), (b) (7)(C)

FRANCHISEE NEVADA CORP./MACALLEN PARTNERSHIP D/B/A/
MCDONALDS @ 420 E. CAPITOL & MCDONALDS
USA LLC AS SINGLE OR JOINT EMPLOYER
6651 W. MILL ROAD
MILWAUKEE, WI 53218

Re: Franchisee Nevada Corp./MacAllen Partnership
d/b/a/ McDonalds @ 420 E. Capitol &
McDonalds USA LLC as Single or joint employer
Case 18-CA-128668

Dear (b) (6), (b) (7)(C):

Enclosed is a copy of a charge that has been filed in this case. This letter tells you how to contact the Board agent who will be investigating the charge, explains your right to be represented, discusses presenting your evidence, and provides a brief explanation of our procedures, including how to submit documents to the NLRB.

Investigator: This charge is being investigated by Field Attorney ANGELA B. JAENKE whose telephone number is (414)297-3883. If this Board agent is not available, you may contact Deputy Regional Attorney PERCY J. COURSEAU, III whose telephone number is (414)297-3877.

Right to Representation: You have the right to be represented by an attorney or other representative in any proceeding before us. If you choose to be represented, your representative must notify us in writing of this fact as soon as possible by completing Form NLRB-4701, Notice of Appearance. This form is available on our website, www.nlrb.gov, or from an NLRB office upon your request.

If you are contacted by someone about representing you in this case, please be assured that no organization or person seeking your business has any "inside knowledge" or favored relationship with the National Labor Relations Board. Their knowledge regarding this proceeding was only obtained through access to information that must be made available to any member of the public under the Freedom of Information Act.

Presentation of Your Evidence: We seek prompt resolutions of labor disputes. Therefore, I urge you or your representative to submit a complete written account of the facts and a statement of your position with respect to the allegations set forth in the charge as soon as possible. If the Board agent later asks for more evidence, I strongly urge you or your representative to cooperate fully by

promptly presenting all evidence relevant to the investigation. In this way, the case can be fully investigated more quickly.

Full and complete cooperation includes providing witnesses to give sworn affidavits to a Board agent, and providing all relevant documentary evidence requested by the Board agent. Sending us your written account of the facts and a statement of your position is not enough to be considered full and complete cooperation. A refusal to fully cooperate during the investigation might cause a case to be litigated unnecessarily.

In addition, either you or your representative must complete the enclosed Commerce Questionnaire to enable us to determine whether the NLRB has jurisdiction over this dispute. If you recently submitted this information in another case, or if you need assistance completing the form, please contact the Board agent.

We will not honor any request to place limitations on our use of position statements or evidence beyond those prescribed by the Freedom of Information Act and the Federal Records Act. Thus, we will not honor any claim of confidentiality except as provided by Exemption 4 of FOIA, 5 U.S.C. Sec. 552(b)(4), and any material you submit may be introduced as evidence at any hearing before an administrative law judge. We are also required by the Federal Records Act to keep copies of documents gathered in our investigation for some years after a case closes. Further, the Freedom of Information Act may require that we disclose such records in closed cases upon request, unless there is an applicable exemption. Examples of those exemptions are those that protect confidential financial information or personal privacy interests.

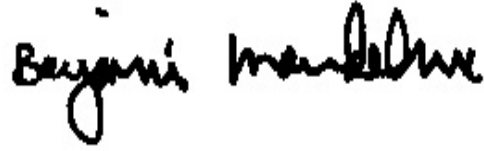
Procedures: We strongly urge everyone to submit all documents and other materials (except unfair labor practice charges and representation petitions) by E-Filing (not e-mailing) through our website, www.nlr.gov. However, the Agency will continue to accept timely filed paper documents. Please include the case name and number indicated above on all your correspondence regarding the charge.

Information about the Agency, the procedures we follow in unfair labor practice cases and our customer service standards is available on our website, www.nlr.gov or from an NLRB office upon your request. NLRB Form 4541 offers information that is helpful to parties involved in an investigation of an unfair labor practice charge.

We can provide assistance for persons with limited English proficiency or disability. Please let us know if you or any of your witnesses would like such assistance.

Very truly yours,

MARLIN O. OSTHUS
Regional Director

A handwritten signature in black ink, appearing to read "Benjamin Mandelman". The signature is written in a cursive, somewhat stylized script.

By:

BENJAMIN MANDELMAN
Officer in Charge

Enclosures:

1. Copy of Charge
2. Commerce Questionnaire

QUESTIONNAIRE ON COMMERCE INFORMATION

Please read carefully, answer all applicable items, and return to the NLRB Office. If additional space is required, please add a page and identify item number.

CASE NAME

Franchisee Nevada Corp./MacAllen Partnership d/b/a/ McDonalds @ 420 E. Capitol & McDonalds USA LLC as Single or joint employer

CASE NUMBER

18-CA-128668

1. EXACT LEGAL TITLE OF ENTITY (As filed with State and/or stated in legal documents forming entity)**2. TYPE OF ENTITY**☐ CORPORATION ☐ LLC ☐ LLP ☐ PARTNERSHIP ☐ SOLE PROPRIETORSHIP ☐ OTHER (Specify)**3. IF A CORPORATION or LLC**

A. STATE OF INCORPORATION OR FORMATION

B. NAME, ADDRESS, AND RELATIONSHIP (e.g. parent, subsidiary) OF ALL RELATED ENTITIES

4. IF AN LLC OR ANY TYPE OF PARTNERSHIP, FULL NAME AND ADDRESS OF ALL MEMBERS OR PARTNERS**5. IF A SOLE PROPRIETORSHIP, FULL NAME AND ADDRESS OF PROPRIETOR****6. BRIEFLY DESCRIBE THE NATURE OF YOUR OPERATIONS (Products handled or manufactured, or nature of services performed).****7. A. PRINCIPAL LOCATION:****B. BRANCH LOCATIONS:****8. NUMBER OF PEOPLE PRESENTLY EMPLOYED**

A. Total:

B. At the address involved in this matter:

9. DURING THE MOST RECENT (Check appropriate box): ☐ CALENDAR YR ☐ 12 MONTHS or ☐ FISCAL YR (FY dates)A. Did you **provide services** valued in excess of \$50,000 directly to customers outside your State? If no, indicate actual value. \$**YES NO**B. If you answered no to 9A, did you **provide services** valued in excess of \$50,000 to customers in your State who purchased goods valued in excess of \$50,000 from directly outside your State? If no, indicate the value of any such services you provided. \$C. If you answered no to 9A and 9B, did you **provide services** valued in excess of \$50,000 to public utilities, transit systems, newspapers, health care institutions, broadcasting stations, commercial buildings, educational institutions, or retail concerns? If less than \$50,000, indicate amount. \$D. Did you **sell goods** valued in excess of \$50,000 directly to customers located outside your State? If less than \$50,000, indicate amount. \$E. If you answered no to 9D, did you **sell goods** valued in excess of \$50,000 directly to customers located inside your State who purchased other goods valued in excess of \$50,000 from directly outside your State? If less than \$50,000, indicate amount. \$F. Did you **purchase and receive goods** valued in excess of \$50,000 from directly outside your State? If less than \$50,000, indicate amount. \$G. Did you **purchase and receive goods** valued in excess of \$50,000 from enterprises who received the goods directly from points outside your State? If less than \$50,000, indicate amount. \$**H. Gross Revenues from all sales or performance of services (Check the largest amount)**☐ \$100,000 ☐ \$250,000 ☐ \$500,000 ☐ \$1,000,000 or more If less than \$100,000, indicate amount.I. Did you **begin operations within the last 12 months?** If yes, specify date: _____**10 ARE YOU A MEMBER OF AN ASSOCIATION OR OTHER EMPLOYER GROUP THAT ENGAGES IN COLLECTIVE BARGAINING?**☐ YES ☐ NO (If yes, name and address of association or group).**11. REPRESENTATIVE BEST QUALIFIED TO GIVE FURTHER INFORMATION ABOUT YOUR OPERATIONS**

NAME

TITLE

E-MAIL ADDRESS

TEL. NUMBER

12. AUTHORIZED REPRESENTATIVE COMPLETING THIS QUESTIONNAIRE

NAME AND TITLE (Type or Print)

SIGNATURE

E-MAIL ADDRESS

DATE

PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing representation and/or unfair labor practice proceedings and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary. However, failure to supply the information may

cause the NLRB to refuse to process any further a representation or unfair labor practice case, or may cause the NLRB to issue you a subpoena and seek enforcement of the subpoena in federal court.

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

**FRANCHISEE NEVADA CORP./MACALLEN
PARTNERSHIP D/B/A/ MCDONALDS @ 420 E.
CAPITOL & MCDONALDS USA LLC AS
SINGLE OR JOINT EMPLOYER**

Charged Party

and

**MILWAUKEE WORKERS ORGANIZING
COMMITTEE**

Charging Party

Case 18-CA-128668

AFFIDAVIT OF SERVICE OF CHARGE AGAINST EMPLOYER

I, the undersigned employee of the National Labor Relations Board, state under oath that on May 15, 2014, I served the above-entitled document(s) by post-paid regular mail upon the following persons, addressed to them at the following addresses:

(b) (6), (b) (7)(C)

FRANCHISEE NEVADA CORP./MACALLEN
PARTNERSHIP D/B/A/ MCDONALDS @ 420 E.
CAPITOL & MCDONALDS USA LLC AS SINGLE
OR JOINT EMPLOYER
6651 W. MILL ROAD
MILWAUKEE, WI 53218

May 15, 2014

Date

William J. Calvert, Designated Agent of
NLRB

Name

/s/ William J. Calvert

Signature



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

SUBREGION 30
310 W Wisconsin Ave Ste 450W
Milwaukee, WI 53203-2246

Agency Website: www.nlrb.gov
Telephone: (414)297-3861
Fax: (414)297-3880

May 15, 2014

MILWAUKEE WORKERS ORGANIZING COMMITTEE
1862 WEST FOND DU LAC AVENUE
MILWAUKEE, WI 53205

Re: Franchisee Nevada Corp./MacAllen
Partnership d/b/a/ McDonalds @ 420 E.
Capitol & McDonalds USA LLC as Single
or joint employer
Case 18-CA-128668

Dear Sir or Madam:

The charge that you filed in this case on May 14, 2014 has been docketed as case number 18-CA-128668. This letter tells you how to contact the Board agent who will be investigating the charge, explains your right to be represented, discusses presenting your evidence, and provides a brief explanation of our procedures, including how to submit documents to the NLRB.

Investigator: This charge is being investigated by Field Attorney ANGELA B. JAENKE whose telephone number is (414)297-3883. If the Board agent is not available, you may contact Deputy Regional Attorney PERCY J. COURSEAULT, III whose telephone number is (414)297-3877.

Right to Representation: You have the right to be represented by an attorney or other representative in any proceeding before us. If you choose to be represented, your representative must notify us in writing of this fact as soon as possible by completing *Form NLRB-4701, Notice of Appearance*. This form is available on our website, www.nlrb.gov, or at the Regional office upon your request.

If you are contacted by someone about representing you in this case, please be assured that no organization or person seeking your business has any "inside knowledge" or favored relationship with the National Labor Relations Board. Their knowledge regarding this proceeding was only obtained through access to information that must be made available to any member of the public under the Freedom of Information Act.

Presentation of Your Evidence: As the party who filed the charge in this case, it is your responsibility to meet with the Board agent to provide a sworn affidavit, or provide other witnesses to provide sworn affidavits, and to provide relevant documents within your possession. Because we seek to resolve labor disputes promptly, you should be ready to promptly present your affidavit(s) and other evidence. If you have not yet scheduled a date and time for the Board agent to take your affidavit, please contact the Board agent to schedule the affidavit(s). If you fail to cooperate in promptly presenting your evidence, your charge may be dismissed without investigation.

Franchisee Nevada Corp./MacAllen
Partnership d/b/a/ McDonalds @ 420 E.
Capitol & McDonalds USA LLC as Single
or joint employer
Case 18-CA-128668

- 2 -

May 15, 2014

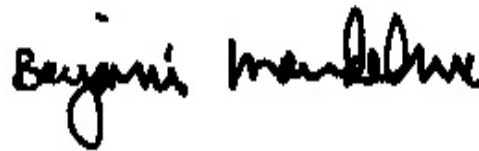
Procedures: We strongly urge everyone to submit all documents and other materials (except unfair labor practice charges and representation petitions) by E-Filing (not e-mailing) through our website www.nlr.gov. However, the Agency will continue to accept timely filed paper documents. Please include the case name and number indicated above on all your correspondence regarding the charge.

Information about the Agency, the procedures we follow in unfair labor practice cases and our customer service standards is available on our website www.nlr.gov or from the Regional Office upon your request. *NLRB Form 4541, Investigative Procedures* offers information that is helpful to parties involved in an investigation of an unfair labor practice charge.

We can provide assistance for persons with limited English proficiency or disability. Please let us know if you or any of your witnesses would like such assistance.

Very truly yours,

MARLIN O. OSTHUS
Regional Director

A handwritten signature in black ink, appearing to read "Benjamin Mandelman".

By: BENJAMIN MANDELMAN
Officer in Charge

cc: RICHARD SAKS, ESQ.
HAWKS QUINDEL, S.C.
222 E ERIE ST STE 210
MILWAUKEE, WI 53202-6000

From: Jaenke, Angela B.
Sent: Friday, May 16, 2014 8:58 AM
To: 'Burmeister, Paul'
Subject: Service for McDonalds charge

Good morning Paul,

Just checking in on the correct address for service.

Angela

From: Jaenke, Angela B.
Sent: Friday, May 16, 2014 11:49 AM
To: 'Richard Saks'
Subject: RE: Meeting with (b) (6), (b) (7)(C) on Case 18-CA-128668

Richard,

Excellent. Thank you.

Angela

From: Richard Saks [mailto:rsaks@hq-law.com]
Sent: Friday, May 16, 2014 10:47 AM
To: Jaenke, Angela B.
Subject: RE: Meeting with (b) (6), (b) (7)(C) on Case 18-CA-128668

Angela

(b) (6), (b) (7)(C) will be at the Board's offices at (b) (6), (b) (7)(C) on (b) (6), (b) (7)(C) to provide (b) (6), (b) (7)(C) affidavit regarding the above-referenced matter.

Rich Saks

--
PLEASE NOTE: The information in this email is privileged, confidential and protected from disclosure. If you have received this email in error or are not the intended recipient, you may not use, copy or disclose this message or any information contained in it to anyone. Please notify the sender by reply email and delete the message.
Thank you.

Please note new email address:

rsaks@hq-law.com

Richard Saks
Hawks Quindel, S.C.
222 E. Erie St. -- 2nd Floor
Milwaukee, WI 53201-0442
Phone: (414) 271-8650
Fax: (414) 271-8442

From: Jaenke, Angela B. [mailto:Angela.Jaenke@nlrb.gov]
Sent: Thursday, May 15, 2014 6:32 PM
To: Richard Saks
Subject: Meeting with (b) (6), (b) (7)(C) on Case 18-CA-128668

Richard,

I would like to meet with (b) (6), (b) (7)(C) on Monday. I have a very tight schedule next week and Monday is my only flexible day. Please let me know when (b) (6) can come in. Thank you.

Angel

From: Burmeister, Paul <pburmeister@laborlawyers.com>
Sent: Friday, May 16, 2014 5:47 PM
To: Jaenke, Angela B.
Subject: RE: Response to your message

Thanks you.
This clears it up.
Paul

Paul Burmeister

Attorney at Law

pburmeister@laborlawyers.com | O: (312) 260-4755
10 South Wacker Drive | Suite 3450 | Chicago, IL 60606

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March, April & May 2014 Seminars coming to a city near you!
Visit www.laborlawyers.com/2014seminars

FISHER & PHILLIPS LLP

Website

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From: Jaenke, Angela B. [mailto:Angela.Jaenke@nrlrb.gov]
Sent: Friday, May 16, 2014 4:46 PM
To: Burmeister, Paul
Subject: Response to your message

Hello Paul,

I got your message and have been in and out of meetings. I do not need anything from you on either case at this time. The nature of my e-mail was to alert you of the new charge and to ensure we had the correct address for Nevada Corp. MacAllen Partnership d/b/a McDonalds at 6651 W. Mill Road, Milwaukee, WI 53218. I was not certain that we had the correct address. Thank you for your message letting me know this is correct. The charge and docket letter for the new charge (18-CA-128668) has been sent to that address. The charge and the docket letter for the previous case (18-CA-125493) was sent to that address but, appears to have been returned to us. I will have the charge from Case 18-CA-125493 re-sent to that address.

I will contact you when I have secured the Union's evidence in 18-CA-128668 and I need your response. Again, at this time, I do not need a response from you on either charge.

I hope this clears everything up. If not, I should be available about 5:15. Let me know if you need me to call.

Angela

Case Name: Franchisee Nevada Corp./MacAllen Partnership d/b/a/ McDonalds @ 420 E. Capitol & McDonalds USA LLC as Single or joint employer
Case No. 18-CA-128668
Agent: Field Attorney ANGELA B. JAENKE

CASEHANDLING LOG

[illegible]

Franchisee Nevada Corp./MacAllen
Partnership d/b/a/ McDonalds @ 420 E.
Capitol & McDonalds USA LLC as Single
or joint employer
Case 18-CA-128668

- 1 -

September 11, 2014

MEMORANDUM

TO: File DATE: September 11, 2014

RE: Franchisee Nevada Corp./MacAllen Partnership d/b/a/ McDonalds @ 420 E. Capitol
& McDonalds USA LLC as Single or joint employer
Case 18-CA-128668

FROM: ANGELA B. JAENKE, FIELD ATTORNEY

EVIDENCE IS ALSO IN CASE FILE 18-CA-125493

ORAL WITHDRAWAL REQUEST

On September 29, 2014, Milwaukee Workers Organizing Committee (MWOC), through Attorney Richard Saks, made an oral request to withdraw the Charge in Case 18-CA-128668 against Franchisee Nevada Corp./MacAllen Partnership d/b/a/ McDonalds @420 E. Capitol & McDonalds USA LLC as single or joint Employer. On May 14, 2014, the Charging Party filed the charge alleging the Employer violated Section 8(a)(1) and (3) by giving (b) (6), (b) (7)(C) a final warning for a (b) (6), (b) (7)(C) [REDACTED] and by threatening (b) (6), (b) (7)(C) on (b) (6), (b) (7)(C) [REDACTED], that if (b) (6) missed any subsequent shift that (b) (6) would be automatically subject to termination. On September 29, 2014, (b) (5) [REDACTED] Saks notified the Region that MWOC was requesting to withdraw the charge.

Therefore, in accordance with OM Memorandum 95-9, this verbal withdrawal request is submitted for your approval.

Withdrawal Request Approved:

By: Regional Director Acting OJC

Dated Approved: 9/29/14



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

SUBREGION 30
310 W Wisconsin Ave Ste 450W
Milwaukee, WI 53203-2246

Agency Website: www.nlrb.gov
Telephone: (414)297-3861
Fax: (414)297-3880

September 30, 2014

DOREEN S. DAVIS, ESQ.
JONES DAY
222 EAST 41ST STREET
NEW YORK, NY 10017-6739

ANDREW MADSEN, ESQ.
JONES DAY
77 W. WACKER DRIVE
SUITE 3500
CHICAGO, IL 60601-1701

JONATHAN LINAS, ESQ.
JONES DAY
77 W. WACKER DRIVE, SUITE 3500
CHICAGO, IL 60601-1701

STEVE A. MILLER, ESQ.
FISHER & PHILLIPS LLP
10 S. WACKER DR., SUITE 3450
CHICAGO, IL 60606

PAUL BURMEISTER, ESQ.
FISHER & PHILLIPS LLP
10 S WACKER DR. STE 3450
CHICAGO, IL 60606-7592

Re: Franchisee Nevada Corp./MacAllen
Partnership d/b/a/ McDonalds @ 420 E.
Capitol & McDonalds USA LLC as Single
or joint employer
Case 18-CA-128668

Dear Ms. Davis, Mr. Madsen, Mr. Linas, Mr. Miller, Mr. Burmeister:

This is to advise you that I have approved the withdrawal of the charge in the above matter.

Franchisee Nevada Corp./MacAllen
Partnership d/b/a/ McDonalds @ 420 E.
Capitol & McDonalds USA LLC as Single
or joint employer
Case 18-CA-128668

- 2 -

September 30, 2014

Very truly yours,

MARLIN O. OSTHUS
Regional Director

By: /s/ Percy J. Courseault, III

PERCY J. COURSEAUULT, III
Officer in Charge

cc: RICHARD SAKS, ESQ.
HAWKS QUINDEL, S.C.
222 E ERIE ST STE 210
MILWAUKEE, WI 53202-6000

MILWAUKEE WORKERS
ORGANIZING COMMITTEE
1862 W. FOND DU LAC AVE.
MILWAUKEE, WI 53205

(b) (6), (b) (7)(C)

FRANCHISEE NEVADA
CORP./MACALLEN PARTNERSHIP
D/B/A/ MCDONALDS @ 420 E.
CAPITOL & MCDONALDS USA LLC
AS SINGLE OR JOINT EMPLOYER
6651 W. MILL ROAD
MILWAUKEE, WI 53218

FRANCHISEE NEVADA
CORP./MACALLEN PARTNERSHIP
D/B/A/ MCDONALDS
6651 WEST MILL ROAD
MILWAUKEE, WI 53218